

JUN 16 2005

06-17-05

PTO/SB/21 (09-04)

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(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission

6

Application Number

10/16,733

Filing Date

October 29, 2001

First Named Inventor

David Malik

Art Unit

1617

Examiner Name

E. J. Webman

Attorney Docket Number

DNT-10 US

## ENCLOSURES (Check all that apply)

<input checked="" type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> After Allowance Communication to TC	
<input checked="" type="checkbox"/> Fee Attached	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences	
<input type="checkbox"/> Amendment/Reply	<input type="checkbox"/> Petition	<input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)	
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Proprietary Information	
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Power of Attorney, Revocation	<input checked="" type="checkbox"/> Status Letter	
<input checked="" type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Change of Correspondence Address	<input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):	
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Terminal Disclaimer	<i>Post Card Certificate of express mailing</i>	
<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> Request for Refund		
<input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> CD, Number of CD(s) _____		
<input type="checkbox"/> Reply to Missing Parts/ Incomplete Application	<input type="checkbox"/> Landscape Table on CD		
<input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53		<b>Remarks</b>	

## SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name	Technology Law, PLLC		
Signature	<i>Karen L. Kimble</i>		
Printed name	Karen L. Kimble		
Date	June 16, 2005	Reg. No.	26,995

## CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as ~~first class~~ mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:

Signature	<i>Karen L. Kimble</i>		
Typed or printed name	Karen L. Kimble	Date	June 16, 2005

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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## CERTIFICATE OF EXPRESS MAILING

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On June 16, 2005  
Date

A handwritten signature in black ink, appearing to read "Karen L. Kimble".

Karen L. Kimble

26,995 (989) 687-7401  
Registration Number Telephone Number

Status Letter  
Transmittal Form  
Petition for Extension of Time to file the Appeal Brief- 2  
Post Card

OPI  
JUN 16 2005  
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Navid Malik, Ruth Duncan, Donald A. Tomalia and Roseita Esfand

Serial No.: 10/016,733

Group Art Unit: 1617

Filed: October 29, 2001

Examiner: Edward J. Webman

For: A DENDRITIC-ANTINEOPLASTIC DRUG DELIVERY SYSTEM

SENT EXPRESS MAIL ED 781959704 US  
ON June 16, 2005

Sir:

STATUS LETTER AND FEE

FOR EXTENSION OF TIME FOR APPEAL BRIEF

This is status inquiry to the Patent Office concerns the Response to Final mailed by express mail (ED 057130285) on March 16, 2005 and a Status Letter with Extension of Time for the filing of the Appeal Brief mailed express mail (ED 867790700 US) on May 13, 2005. Applicants believe that they were fully responsive to the outstanding issues and rejections. No art was cited. A Notice of Appeal was also filed at the same time to preserve the right to appeal. The two (2) months from such Notice expires on May 16, 2005 and was extended by the earlier filed Extension of Time for one month on May 13, 2005 and now expires June 16, 2005. As yet Applicants' attorney has received no reply to the Response filed March 16, 2005 or Status Letter filed May 13, 2005.

Unless deemed necessary, Applicants' attorney prefers to respond to any further issues with the Examiner and avoid filing an Appeal Brief as there was no art cited in the last Action and other members of the patent family have been issued. However, as Applicants have not heard from the Examiner regarding the status of this application, Applicants' attorney telephoned the Examiner on May 12, 2005 to inquire as to the status of the application. The Examiner stated that an error had been made by the Office and the Response had not been flagged as "after final" in the system and so he had not yet reviewed it by his docket action dates. He apologized for the Office that this error in docketing had happened.

The fees for a further one (1) month extension are hereby authorized to be charged to our Deposit Account No. 503384. A fee sheet under 37 CFR 1.136(a) is

USSN 10/016,733

Response dated March 16, 2005

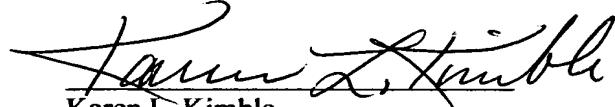
Reply to Office Action mailed September 16, 2004

enclosed in duplicate. Applicants believe that under these facts, an extension for supplying the Appeal Brief is justified under 37 CFR 1.136(b) if the extension under 37 CFR 1.136(a) is not available. If any overpayment has been made or this fee is not required, please credit our Deposit Account No. 503384.

Applicants respectfully request that the Examiner have this matter properly docketed in the Office system for his present attention so that a further extensions of time are not required. Applicants desire to be informed of the status of the proposed amendments and revised claims after his review. Applicants' attorney thanks the Examiner for his guidance and assistance in this regard.

Applicants' attorney would be pleased to answer any remaining concerns by the Examiner to assist in obtaining allowance of this application.

Respectfully submitted,



Karen L. Kimble

Registration No. 26,995

Phone: 989-687-7401

Enclosures:

Petition for Extension of Time – 2  
Certificate of Express Mailing  
Transmittal Form  
Post Card

JUN 16 2005

PTO/SB/22 (12-04)

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**PETITION FOR EXTENSION OF TIME UNDER 37 CFR 1.136(a)****FY 2005**

(Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818).)

Application Number 10/016,733For A DENDRITIC ANTI NEOPLASTIC DRUG DELIVERY SYSTEMArt Unit 1617Docket Number (Optional)  
DNT-10 USFiled October 29, 2001Examiner E. J. Webman

This is a request under the provisions of 37 CFR 1.136(a) to extend the period for filing a reply in the above identified application.

The requested extension and fee are as follows (check time period desired and enter the appropriate fee below):

	<u>Fee</u>	<u>Small Entity Fee</u>	
<input type="checkbox"/> One month (37 CFR 1.17(a)(1))	\$120	\$60	\$ _____
<input checked="" type="checkbox"/> Two months (37 CFR 1.17(a)(2))	\$450	\$225	\$ <u>225</u>
<input type="checkbox"/> Three months (37 CFR 1.17(a)(3))	\$1020	\$510	\$ _____
<input type="checkbox"/> Four months (37 CFR 1.17(a)(4))	\$1590	\$795	\$ _____
<input type="checkbox"/> Five months (37 CFR 1.17(a)(5))	\$2160	\$1080	\$ _____

 Applicant claims small entity status. See 37 CFR 1.27. A check in the amount of the fee is enclosed. Payment by credit card. Form PTO-2038 is attached. The Director has already been authorized to charge fees in this application to a Deposit Account. The Director is hereby authorized to charge any fees which may be required, or credit any overpayment, to Deposit Account Number 503384. I have enclosed a duplicate copy of this sheet.WARNING: Information on this form may become public. Credit card information should not be included on this form.  
Provide credit card information and authorization on PTO-2038.I am the  applicant/inventor.

- assignee of record of the entire interest. See 37 CFR 3.71.  
Statement under 37 CFR 3.73(b) is enclosed (Form PTO/SB/96).
- attorney or agent of record. Registration Number 26,995
- attorney or agent under 37 CFR 1.34.  
Registration number if acting under 37 CFR 1.34

Karen L. Kimble

Signature

Karen L. Kimble

Typed or printed name

June 16, 2005

Date

989-687-7401

Telephone Number

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below.

 Total of \_\_\_\_\_ forms are submitted.

This collection of information is required by 37 CFR 1.136(a). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 6 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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